

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 8/22/2013

Action Requested By:
Recreation Services

Agenda Item Type
Resolution

Subject Matter:

Memorandum of Understanding with Huntsville Board of Education for Huntsville High School Parking at Mayfair Park.

Exact Wording for the Agenda:

Resolution authorizing the Mayor to execute a Memorandum of Understanding between the City of Huntsville and Huntsville City Board of Education to provide parking for Huntsville High School at Mayfair Park.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: _____

Date: _____

RESOLUTION NO. 13-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and is hereby authorized to enter into a Memorandum of Understanding by and between the City of Huntsville, and the Huntsville City Board of Education, on behalf of the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "Memorandum of Understanding between the City of Huntsville and The Huntsville City Board of Education," consisting of two (2) pages and the date of August 22, 2013, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 22nd day of August, 2013.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 22nd day of August, 2013.

Mayor of the City of
Huntsville, Alabama

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF HUNTSVILLE,
ALABAMA AND THE HUNTSVILLE CITY
BOARD OF EDUCATION, A POLITICAL
SUBDIVISION OF THE STATE OF ALABAMA**

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding is entered into this the 22nd day of August, 2013, by and between the City of Huntsville, Alabama, a municipal corporation, (hereinafter referred to as the "City"), and the Huntsville City Board of Education, a Political Subdivision of the State of Alabama, (hereinafter referred to as the "Board"),

WHEREAS, due to construction, Huntsville High School, owned and operated by the Board, does not have sufficient parking available for its regular school activities and special events at the school; and

WHEREAS, the City's Mayfair Park (hereinafter the "Park"), located at 550 Thornton Avenue, Huntsville, Alabama 35801, has ample parking available and is located within a reasonable distance to provide overflow parking for Huntsville High School; and

WHEREAS, the City and the Board desire to cooperate to allow the Board to use the parking lot at Mayfair Park to provide parking for regular school days and special events at Huntsville High School; and

WHEREAS, the City and the Board desire to specify the parties' respective rights and responsibilities regarding the use of Mayfair Park;

IT IS THEREFORE agreed and understood by the parties as follows:

1. The parking lot at Mayfair Park shall be available for students, faculty, staff and authorized visitors of Huntsville High School during the hours from 7:00 a.m. through 4:00 p.m. on school days. The City's Director of Parks and Recreation may also authorize parking at additional hours as are necessary to accommodate special events at Huntsville High School. Parking along Thornton Avenue is not included, and the Board shall direct its users not to park along Thornton Avenue.

2. The Board will provide on-site security at the Park between the hours of 7:00 and 8:00 a.m. and between the hours of 3:00 and 4:00 p.m. on school days and during special events as determined necessary by the Director of Parks and Recreation. The Board will also provide

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City of Huntsville, Alabama
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periodic security patrols throughout the day during school days and during special events as directed by the Director of Parks and Recreation.

3. The term of this agreement shall be the 2013-2014 school year for the Huntsville City Schools. The parties may by agreement extend the term through the 2014-2015 school year.

4. The Board, to the fullest extent permitted by law, shall indemnify and hold harmless the City, its elected and appointed officials, employees, agents and specified volunteers against all claims, damages, losses and expenses arising out of or resulting from the use of Mayfair Park as specified in this Memorandum of Understanding. Such obligation should not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist as to any party or person described in this paragraph.

ATTEST:

**THE HUNTSVILLE CITY BOARD OF
EDUCATION, A POLITICAL SUBDIVISION OF
THE STATE OF ALABAMA**

By: _____
Its: _____

ATTEST:

THE CITY OF HUNTSVILLE, ALABAMA

Charles E. Hagood
Clerk-Treasurer

By: _____
Tommy Battle
Mayor

ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Recreation Services

Council Meeting Date: 8/22/2013

Department Contact: Greg Patterson

Phone # 564-8021

Contract or Agreement: Memorandum of Understanding

Document Name: Memorandum of Understanding between the City and Mayfair Park

City Obligation Amount:

Total Project Budget:

Uncommitted Account Balance:

Account Number:

Handwritten: Her Rd of

Procurement Agreements

<u>Not Applicable</u>	<u>Not Applicable</u>
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Grant-Funded Agreements

<u>Not Applicable</u>	Grant Name:
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Department	Signature	Date
1) Originating		
2) Legal	<i>[Signature]</i>	8-19-13
3) Finance	<i>[Signature]</i>	8/19
4) Originating	<i>Greg Patterson</i>	8-19-13
5) Copy Distribution		
a. Mayor's office (1 copies)		
b. Clerk-Treasurer (Original & 2 copies)		